IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 25TH JULY 2007 / 3RD SRAVANA 1929

WP(C).No. 1209 of 2006(R)

PETITIONER:

1. SREEJA.M., W/O.K.DIVAKARAN,
'SREYAS', CHENGALAI P.O.,
SREEKANTAPURAM VIA., KANNUR DISTRICT.

2. ANITHA.P., W/O.V.SREENIVASAN,
VELILYAMBRA HOUSE, CHENGALAI P.O.,
VIA. SREEKANTAPURAM, KANNUR DISTRICT.

3. NISHA K.P., W/O.SANTHOSH BABU,
'SWATHI', KOLACHERY P.O.,
KANNUR DISTRICT.

4. DROUPATHI T.V.,
W/O.M.P.SANKARAN NAMBOODIRI,
C/O.KURUMATHUR ILLAM, P.O.KURUMATHUR,
VIA.KARIMBAM, KANNUR DISTRICT.

5. PRAMEELA K., W/O.JAYACHANRAN P.V.,
PUTHANVEETTIL, KANIYAR VAYAL, KAITHAPRAM P.O.,
SREEKANTAPURAM VIA., KANNUR DISTRICT.

6. SUJATHA EDAYATH,
W/O.K.BALAKRISHNAN, KOROTH HOUSE,
CHUZHALI P.O., SREEKANTAPURAM VIA.,
KANNUR DISTRICT.

7. MANJULA V.T., W/O.ANILKUMAR K.P.,
'SREE VIHAR', NADUVIL P.O.,
KANNUR DISTRICT.

BY ADV. SRI.KALEESWARAM RAJ

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY
SECRETARY TO GOVERNMENT, DEPARTMENT OF
GENERAL EDUCATION, SECERTARIAT,
THIRUVANANTHAPURAM.

2. KERALA PUBLIC SERVICE COMMISSION,
REPRESENTED BY THE SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
PATTOM, THIRUVANANTHAPURAM.

3. THE DEPUTY DIRECTOR OF EDUCATION,
KANNUR.

4. THE DISTRICT OFFICER,
KERALA PUBLIC SERVICE COMMISSION,
KANNUR DISTRICT.

BY ADV. SRI.P.C.SASIDHARAN, SC, KPSC
SMT. K.R. DEEPA, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 25/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: TRUE COPY OF THE RANKED LIST FOR THE POST OF LPS/UPS ASSISTANTS (MALAYALAM MEDIUM) IN KANNUR DIST.

EXT.P2: TRUE COPY OF THE LIST OF PROTECTED TEACHERS WORKING IN VARIOUS GOVERNMENT SCHOOLS AND CONTINUING IN THE GOVT. SCHOOLS DESPITE THE EXISTENCE OF THE RANKED LIST.

EXT.P3: TRUE COPY OF THE LETTER DATED 18.10.2004 ISSUED BY THE 1ST RESPONDENT TO THE 3RD RESPONDENT.

EXT.P4: TRUE COPY OF THE INTERIM ORDER DATED 10.02.1993 IN CMP 2279/93 & CMP 3689/93 IN OP 1225/93-U.

EXT.P5: TRUE COPY OF THE INTERIM ORDER DATED 27.07.1983 IN CMP 13557/93 IN OP 1225/93-U.

EXT.P6: TRUE COPY OF THE LIST OF SCHOOLS IN WHICH THE TEACHERS ARE NOW WORKING ON DAILY WAGES.

RESPONDENT'S EXHIBITS:

ANNEXURE R3(a): TRUE COPY OF THE LETTER NO. A4/4343/03(2) DATED 17.01.2006 ALONG WITH PROFORMA OF REPORT OF THE DEPUTY DIRECTOR OF EDUCATION, KANNUR.

/True Copy/

P.A to Judge.

KURIAN JOSEPH , J

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W.P.(C) NO. 1209 OF 2006

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Dated this the 25th day of July, 2007.

JUDGMENT

The issue raised in this writ petition pertains to the appointment of L.P.S.A/U.P.S.A (Malayalam) in Kannur District. The ranked list expired on 28.01.2006. There will be a direction to the 4th respondent to issue advice memos, if not already issued, in respect of the substantive vacancies reported prior to the expiry of the ranked list, within a period of one month from the date of production of a copy of this judgment. In case there is any dispute with regard to the assessment of vacancies presently made by the 3rd respondent, it will be open to the petitioner to approach the 3rd respondent, in which case, the matter will be duly considered by the said respondent within another one month.

The writ petition is disposed of accordingly.

KURIAN JOSEPH, JUDGE.

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